

SIKKIM



GOVERNMENT

GAZETTE

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No. 71

**GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL
TASHILING SECRETARIAT
GANGTOK-737101**

No. 115/GEN/DOP

Dated:11/03/2020

NOTIFICATION

Whereas, the Hon'ble Supreme Court of India vide its Order dated: 08/10/2012 in IA No.5 of 2009 in I.A.No.244 in WP (C) No.1022/1989 in the matter of All India Judges Association & Ors – V/s Union of India and Ors, has ordered and accepted the prayer of the petitioners stating that – “the existing pensions of all past pensioners who retired after 01.01.1996 and the pensioners whose pensions were consolidated as per Karnataka Model shall be raised by 3.07 times at par with other pensioners subject to minimum of 50% of the revised pay scale of pay of their respective post.”,

AND

Whereas, the Hon'ble Supreme Court of India vide its order dated 13.03.2018 and I.A. No. 1 in I.A. No.339 in Writ Petition (C) No.1022/1989 marginally modified the order stating that “we make it clear that the relief granted by order dated 8th October, 2012 by this Court in I.A. No.5 in I.A. No.244 in Writ Petition (C) No.1022/1989, read with order dated 14th July, 2016, in I.A.No.339, W.P.(C) No.1022 of 1989 will be in respect of both sets of pensioners i.e. retirees between 1st January, 1996 and 31st December, 2005 and the retirees whose pensions were consolidated as per the Karnataka Model.”

AND

Whereas, the Hon'ble Supreme Court of India vide its order dated 14/7/2016, in I.A. Nos.339 & 336 in WP(C) No.1022/1989, has again directed that all State Governments, except the Govt. of Andhra Pradesh who have already complied with the order as “all the other State Governments should follow suit and issue appropriate notifications implementing the directions contained in our order dated 08.10.2012 in respect of their retirees between 01.01.1996 and 31.12.2005.”

Now, therefore the State Government in compliance of the order of the Hon'ble Supreme Court in I.A. Nos.339 & 336 in WP(C) No.1022/1989 is pleased to order that:

- (i) The pensions of retired Judicial Officers who retired after 01.01.1996 and prior to 01.01.2006 shall be revised by raising the same by 3.07 times subject to minimum of the 50% of the revised pay scale of their respect posts w.e.f. 1.1.2006.

- (ii) The arrears calculated after adjusting the pensions already drawn shall be paid expeditiously.
- (iii) In the event of the death of the Pensioners, the arrears of revised pension and DR shall be paid to their legal heirs.

By order and in the name of the Governor.

**Tashi Cho Cho, SCS
Special Secretary to the Govt. of Sikkim
Department of Personnel
File no: Home/Confdl. /111/1990/02-Vol-VI**